IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 2101 OF 2004

Smt. Roshan Burjor Patel ... Petitioner

versus

Viraf Nadir Sodawaterswala

Jt and others ... Respondents

...

Smt. Dimple Shah, for the Petitioner.

...

CORAM : A.M.KHANWILKAR,J.

21st October 2004

P.C.:

. Heard Counsel for the Petitioner. For the nature of order that I propose to pass, it is not necessary to issue notice to the Respondents.

. It is seen that the Petitioner is a senior citizen and of advanced age, about 76 years. It appears that the trial Court has already expedited the hearing of the case, but the grievance made before this Court is that the Respondents accused have frustrated the said

direction by ensuring that the matter is adjourned on one count or the other. If such attempt has been made by the Respondents accused, that cannot be countenanced. The Court below is capable of correcting such mischief and if it is noticed that the Respondents accused are trying to protract the proceedings, appropriate directions can be issued by the trial Court after putting the Respondents accused to notice about the proposed direction. The trial Court shall ensure that the trial of the pending case is finally concluded not later than end of February 2005. Petition disposed of accordingly.

. Parties to act on the authenticated copy of this order.

(A.M.KHANWILKAR,J.)